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PATENT
Docket No. DIV-016CIP (112766-140)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Short et al. Confirmation No. 4677
U.S. Serial No.: 10/021,723
Filing Date: December 12, 2001
Title: RECOMBINANT PHYTASES AND USES THEREOF

Hand Carried directly to Customer Window at:
2011 South Clark Place
Crystal Plaza Two, Lobby, Room 1B03, Box Sequence
Arlington, VA 22202

**COMMUNICATION IN REPLY TO OCTOBER 7, 2002 NOTICE TO COMPLY WITH
REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE
SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES**

Dear Commissioner:

This Communication is submitted in reply to the Notice mailed October 7, 2002 in connection with the above-identified application. A reply is due December 7, 2002. Therefore, this Communication is being timely filed.

In response to the Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures mailed by the United States Patent and Trademark Office on October 7, 2002, applicant submits the following documents for filing in the above-referenced patent application:

1. A copy of the Notice Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures mailed on October 7, 2002;
2. Statement Under 37 C.F.R. § 1.821(f)
3. A computer readable form (CRF) (diskette) containing the Sequence Listing submitted on September 9, 2002 in electronic form; and

Applicants: Jay M. Short et al.
U.S. Serial No.: 10/021,723
Filed: December 12, 2001
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4. Return Postcard.

No fees are believed to be due in connection with this letter. However, please charge any additional costs or credit any overpayment to maintain the pendency of this application to our Deposit Account No. 08-0219.

If there are any questions, please call the undersigned at the telephone number indicated below.

Date: Oct. 22, 2002

Respectfully submitted,



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Title: RECOMBINANT PHYTASES AND USES THEREOF

STATEMENT UNDER 37 C.F.R. §1.821(f)


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Sir:

The computer disk enclosed herewith contains a computer readable form (CRF) of the Sequence Listing for the above-referenced patent application. The information recorded in computer readable form on the disk is identical to the written Sequence Listing submitted in connection with the above-identified application on September 9, 2002.

Respectfully submitted,

Date: Oct. 22, 2002


Jane M. Love, Ph.D.
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Commissioner for Patents
Washington, DC 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/021,723	12/12/2001	Jay Short	DIV-016 CIP (112766-140)

CONFIRMATION NO. 4677

Jane M. Love, Ph.D.
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FORMALITIES LETTER



OC00000008911446

Date Mailed: 10/07/2002

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS
CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE
DISCLOSURES**

Filing Date Granted

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d). Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE